

jc872 U.S. PTO
09/964562
09/28/01



PROPRIETARY MATERIAL NOT OPEN TO PUBLIC.
TO BE OPENED ONLY BY EXAMINER OR OTHER AUTHORIZED
PATENT AND TRADEMARK OFFICE EMPLOYEE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Eiji HIRAI et al.

Title: ROLLING ELEMENT FOR A
 CONTINUOUSLY VARIABLE
 TRANSMISSION (CVT), A CVT
 USING THE ROLLING ELEMENT AND
 A PROCESS FOR PRODUCING THE
 ROLLING ELEMENT

Appl. No.: Unassigned

Filing Date: **SEP 28 2001**

Examiner: Unassigned

Art Unit: Unassigned

TRANSMITTAL LETTER FOR PROPRIETARY INFORMATION DISCLOSURE STATEMENT UNDER
37 C.F.R. § 1.56 AND MPEP § 724

Assistant Commissioner for Patents
 Washington, D.C. 20231

Sir:

Attached hereto is a Proprietary Information Disclosure Statement submitting proprietary information to the Patent and Trademark Office in accordance with the requirements of 37 C.F.R. § 1.56 and MPEP § 724. Applicant respectfully requests that the information be considered only by the Examiner in charge of the above-captioned application, or other authorized Patent and Trademark Office employee.

Respectfully submitted,

Date SEP 28 2001

By Richard L. Schwaab

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 Registration No. 25,479

5-73
12-4201
Atty. Dkt. No. 040679-1367
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INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents

Washington, D.C. 20231

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the filing date of the application.

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RELEVANCE OF EACH DOCUMENT

The relevance of Documents A4-A7 and A9-A13 is described in the present specification.

Document A8 relates to a toroidal continuously variable transmission.

English translations of the foreign-language documents are not readily available. However, the absence of such translations does not relieve the PTO from its duty to consider the submitted foreign language documents (37 CFR §1.98 and MPEP §609). English language abstracts are attached.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date SEP 28 2001

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PROPRIETARY INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.56 AND MPEP §§ 724

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The following is a co-pending U.S. patent application which relates to the
above-identified application.

<u>SERIAL NO.</u>	<u>FILING DATE</u>
09/657,631	09/07/00

A copy of this application is enclosed herewith.

Applicants consider the aforementioned document and the disclosure of its existence as a pending application to constitute proprietary information. Accompanying this Proprietary Information Disclosure Statement is a transmittal letter indicating that the material contained herein are proprietary, as required by MPEP § 724.02.

Applicants respectfully request that the Examiner consider the foregoing information and provide in the next official communication the information set forth in MPEP § 724.04(a), so that the applicant can, if appropriate, subsequently file a petition to expunge those materials, as provided according to MPEP § 724.05.

Respectfully submitted,

Date SEP 28 2001

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